

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

HON. CHARLES S. COODY, MAG. JUDGE AT MONTGOMERY, ALABAMA

DATE COMMENCED: 2/6/06 AT FTR: 1:35 p.m. - 2:50 p.m.

DATE COMPLETED: 2/6/06 AT Digital Recorded

UNITED STATES OF AMERICA

Plaintiff

vs.

BERNEETTA WILLIS

Defendant

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CASE NO.: 2:06MJ10-CSC

GOVERNMENT

APPEARANCES:

DEFENDANT

Atty. Christopher Synder
Atty. Andrew Schiff

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Atty. Bruce Maddox

Mr. Ron Thweatt, USPTS

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COURT OFFICIALS PRESENT:

COURTROOM DEPUTY: WANDA STINSON

(X) OTHER PROCEEDINGS: PRELIMINARY / DETENTION HEARING

SEE MINUTES ATTACHED

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED

Description		
Detention /Preliminary - 06mj10-CSC		
Date	Location	
2 / 6 /2006	Courtroom 4B	
Time	Speaker	Note
1 :35:15 PM	Court	Convenes; parties present;
1 :35:30 PM	Atty. Synder	Calls Agent Ed Kleppinger, III; witness is sworn and seated; Discussion as to the investigation of fraudulent Katrina funds; Discussion and review of Govt. Exh. #1; Move to admit. Govt. Exh. #1;
1 :46:02 PM	Court	It's admitted;
1 :46:10 PM	Atty. Synder	Cont'd testimony; Discussion of the execution of search warrant; Items found in the search;
1 :54:42 PM	Atty. Maddox	Cross examination;
2 :06:38 PM	Atty. Synder	Re- direct;
2 :07:41 PM	Atty. Maddox	Re- cross exam;
2 :07:55 PM	Court	Witness is excused;
2 :08:07 PM	Atty. Maddox	One more question to witness;
2 :08:32 PM	Court	Witness is excused;
2 :08:39 PM	Atty. Maddox	Calls Krystal Washington ; witness is sworn and seated; Discussion of incident occurred at the Rose Club;
2 :16:37 PM	Atty. Synder	Cross - examination ;
2 :20:07 PM	Court	Witness is excused;
2 :20:13 PM	Atty. Maddox	Calls Elizabeth Dean; Witness is sworn and seated;
2 :25:12 PM	Atty. Synder	Cross - examination;
2 :27:23 PM	Court	Witness is excused;
2 :27:31 PM	Atty. Maddox	Calls Lucy Orum; witness is sworn and seated;
2 :30:39 PM	Atty. Synder	Cross - examination;
2 :31:53 PM	Atty. Maddox	Re- direct;
2 :32:07 PM	Court	Witness is excused;
2 :32:38 PM	Court	Discussion as to govt. motion to detain and standard of proof;
2 :32:47 PM	Atty. Synder	Response; believes the govt has met the standard of proof;
2 :33:05 PM	Court	Discussion as to the standards as to the bail reform act;
2 :33:15 PM	Atty. Synder	Response;
2 :33:18 PM	Court	Where is the clear and convincing evidence?
2 :33:19 PM	Atty. Synder	Response;
2 :33:39 PM	Court	Discussion of the contradiction of evidence;
2 :33:52 PM	Atty. Synder	Deft admitted she had a gun and used it at the Rose Supper Club;
2 :34:10 PM	Atty. Maddox	Addresses the court ;
2 :35:16 PM	Court	Find that sufficient evidence that a crime has been committed; The govt. has failed to meet it's burden of proof as to detention; Court ORDERS that the deft be released on bond and conditions to include home confinement; Court will recess to allow the pretrial service officer and counsel for deft to go over the bond and conditions of release with deft;

2 :36:26 PM	Atty. Maddox	Questions regarding health conditions;
2 :48:59 PM	Court	Court recovenes;
2 :49:04 PM	Atty. Maddox	Addresses the court as to the children of the deft who will need to be picked up from school;
2 :49:56 PM	Court	Discussion and execution of the bond and conditions of release;
2 :50:31 PM	Court	Court is recessed.